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and Deputy Jeremy Malicoat

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

CHLOE PSALM JERI BORDEN,

Plaintiff,

v.

DEPUTY ETHAN BARE; DEPUTY JEREMY  
MALICOAT,

Defendants.

Case No.: 1:20-cv-01103-AWI-EPG

STIPULATION AND ORDER TO EXTEND  
EXPERT DISCOVERY DEADLINES;  
DECLARATION OF KEVIN G. LITTLE

(ECF No. 21)

SUBJECT TO THE APPROVAL OF THE COURT, Plaintiff, CHLOE BORDEN

(hereinafter "Plaintiff"), and Defendant Deputies, ETHAN BARE and JEREMY MALICOAT

(hereinafter collectively referred to as "Defendants"), (Plaintiff and Defendants shall be

1 collectively referred to herein as the “Parties”), by and through their respective counsel of record,  
2 submit the following Stipulation and Proposed Order:

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4 **RECITALS**

5 WHEREAS, by previous order (Doc. No. 18), the Expert Discovery Deadline in this  
6 matter is March 14, 2022;

7 AND WHEREAS, both Plaintiff and Defendants have noticed the depositions of each  
8 other party’s disclosed experts, however, those depositions are unable to go forward due to  
9 Plaintiff’s counsel’s being involved in a pending trial that is currently scheduled to run through  
10 the close of expert discovery;

11 AND WHEREAS, the trial schedule of Plaintiff’s counsel makes it impractical, if not  
12 impossible, to complete the necessary discovery within the currently prescribed deadlines as  
13 counsel would not be available to either take or defend the depositions of the retained experts;

14 AND WHEREAS, the scheduled trial date in this matter is November 1, 2022, and the  
15 requested continuance of the expert discovery deadline is not anticipated to require a change in  
16 any of the remaining dates in the scheduling order;

17  
18 **STIPULATION**

19 NOW, THEREFORE, the parties hereby agree as follows:

20 Parties agree to extend the expert discovery cut-off, including motions to compel, so they  
21 shall be completed no later than April 15, 2022.

22 The parties do not anticipate that such an extension will affect any of the remaining  
23 deadlines and do not request changes to any of the remaining deadlines.

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1 **SO STIPULATED:**

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4 Dated: March 7, 2022

LAW OFFICE OF KEVIN G. LITTLE

5  
6 /s/ Kevin G. Little  
7 Kevin G. Little  
8 Attorney for Plaintiff Chloe Borden

9 Dated March 3, 2022

WEAKLEY & ARENDT,  
A Professional Corporation

10  
11 /s/ Brande L Gustafson  
12 James D. Weakley  
13 Brande L. Gustafson  
14 Attorney for Defendants Deputy Ethan Bare  
15 and Deputy Jeremy Malicoat  
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**ORDER**

Based on the above stipulation, the joint motion (ECF No. 21) of the parties for an extension of the expert discovery cut-off date is granted. The scheduling order (ECF No. 18) is amended to extend the expert discovery cut-off date to April 15, 2022. All other terms and conditions of the scheduling order (ECF No. 18) remain in full force and effect.

IT IS SO ORDERED.

Dated: **March 7, 2022**

/s/ Eric P. Grogan  
UNITED STATES MAGISTRATE JUDGE